



## PENNSYLVANIA GAMING CONTROL BOARD

Meeting of the Board

August 22, 2012

Minutes

A meeting of the Pennsylvania Gaming Control Board was held at the Office of Hearings and Appeals, Strawberry Square Complex, 2<sup>nd</sup> Floor, Harrisburg. The meeting began immediately following the public hearings.

***Members in attendance were:***

William H. Ryan, Jr., Chairman  
Gregory C. Fajt  
James B. Ginty  
Keith R. McCall  
Anthony C. Moscato  
Gary A. Sojka  
Kenneth Trujillo

***Ex-Officio members in attendance were:***

Robert Coyne, Designee, Department of Revenue  
Jennifer Langan, Representative, State Treasurer's Office

***PA Gaming Control Board Staff who appeared officially before the Board:***

Kevin O'Toole – Executive Director Report  
Stacey Knavel – Local Law Enforcement Grants  
Susan Yocum - Regulations  
R. Douglas Sherman – Petition(s)  
Steve Cook – Withdrawals, Report and Recommendations  
Susan Hensel – Licensing Matters  
Cyrus Pitre – Enforcement Actions  
Enforcement Counsel:  
Dustin Miller, Cassandra Fenstermaker, Alexandra Sacavage, Nan Davenport and Barry Creany – Enforcement Actions  
Witnesses:  
Howard Taylor, Esquire representing Jack Buscemi  
Tyreese O'Neal

A quorum of the Board being present, Chairman Ryan called the meeting to order.

### **PUBLIC HEARING**

Prior to the start of the regularly scheduled public meeting, a hearing was held regarding Mount Airy #1, LLC's Category 2 License Renewal.

### **ANNOUNCEMENTS**

By way of announcements, the Board held an Executive Session on August 21, 2012 and on August 22<sup>nd</sup> prior to the start of the regularly scheduled public meeting. The purpose of the Executive Sessions was to discuss personnel matters, pending litigation, and to conduct quasi-judicial deliberations relating to matters being considered by the Board today.

### **MINUTES/TRANSCRIPT**

On a motion by Commissioner McCall, seconded by Commissioner Moscato, the minutes and transcript of the July 11, 2012 meeting were approved.

**OFFICE OF THE EXECUTIVE DIRECTOR**

Kevin O'Toole, Executive Director reported that in November 2011, the Pennsylvania Gaming Control Board issued a solicitation for proposal (SFP) to obtain bids for providing approximately 6,500 square feet of office space to house the Western Regional Office of the Bureau of Investigations and Enforcement. As part of this process, the PGCB utilized the services of a State-approved Broker.

Nine (9) viable proposals for the lease of office space in the greater Pittsburgh area were received. The four properties chosen were toured; best and final offers from the landlords were solicited and one property was identified as providing the best location for meeting the day-to-day needs of our Pittsburgh Regional Office. The landlord for the property identified is HUB Properties Trust and the complex where the office space is located is Foster Plaza. After weeks of negotiations with HUB Properties Trust, he reported that while there are a few details being worked out and final language needs to be reviewed, an agreement in principal to the terms of a 10-year lease with HUB Properties Trust.

This relocation of the Western Regional Office is one more step that we are taking to reduce the Board's overall expenses associated with leases for office space and parking.

**PGCB MOTION NO. 2012-732 EXE – Office Space**

Motion Made: Board Member Fajt  
Seconded: Board Member Ginty

Resolved, the Board hereby authorized the Executive Director to enter into a lease agreement with HUB Properties Trust.

Board Decision: Passed by unanimous vote.

**OFFICE OF FINANCIAL MANAGEMENT**

**PGCB MOTION NO. 2012-733 OFM – Local Law Enforcement Grant**

Motion Made: Board Member Fajt  
Seconded: Board Member Ginty

Resolved, the Board hereby approved the Local Law Enforcement Grant for Bloomsburg Police Department in the amount of \$32,060.

Board Decision: Passed by unanimous vote.

**OFFICE OF CHIEF COUNSEL**

**PGCB MOTION NO. 2012-734 OCC – Regulation**

Motion Made: Board Member Moscato  
Seconded: Board Member Sojka

Resolved, the Board hereby adopted Temporary Regulation 125-164.

Board Decision: Passed by unanimous vote.

**PGCB MOTION NO. 2012-735 OCC – Petition / Brigade Capital Management, LLC**

Motion Made: Board Member Sojka  
Seconded: Board Member Trujillo

Resolved, the Board hereby tabled Brigade Capital Management, LLC’s Petition to Continue Institutional Investor Status & Not Require Any Principal Filings. The matter will be readdressed at the September 12, 2012 Board Meeting.

OHA Docket #: 2766-2012  
Board Decision: Passed by unanimous vote.

**PGCB MOTION NO. 2012-736 OCC – Withdrawals/Surrenders**

Motion Made: Board Member Trujillo  
Seconded: Board Member Fajt

Resolved, the Board hereby adopted the withdrawal or surrender of Manufacturer, Principal and Key Employee Applications, or Licenses, as well as Gaming Service Provider Registrations or Certifications as follows:

- Nicholas R. Khin - Licensing No. 24977-1; PGCB Doc No. 2777-2012
- Eric R. Quisenberry - Licensing No. 66620; PGCB Doc No. 2773-2012
- Joseph Miorelli and Co., Inc. - Licensing No. 29341; OHA Docket #44070

Board Decision: Passed by unanimous vote.

**PGCB MOTION NO. 2012-737 OCC – Tyreese O’ Neal**

Motion Made: Board Member Fajt  
Seconded: Board Member Ginty

Resolved, the Board hereby rejected the Report and Recommendation issued by the Office of Hearings and Appeals and ordered that staff continue processing Tyreese O’Neal’s Non-Gaming Employee Registration.

OHA Docket #: 2697-2012  
Board Decision: 6 Yes – Trujillo Opposed

**PGCB MOTION NO. 2012-738 OCC – Leo Clark**

Motion Made: Board Member Ginty  
Seconded: Board Member McCall

Resolved, the Board hereby adopted the Report and Recommendation issued by the Office of Hearings and Appeals and denied Leo Clark’s Gaming Employee Permit.

OHA Docket #: 2715-2012  
Board Decision: Passed by unanimous vote.

**PGCB MOTION NO. 2012-739 OCC – Curtis Easley**

Motion Made: Board Member McCall  
Seconded: Board Member Moscato

Resolved, the Board hereby rejected the Recommendation issued by the Office of Hearings and Appeals and denied Curtis Easley's Gaming Employee Permit.

OHA Docket #: 2690-2012  
Board Decision: Passed by unanimous vote.

**PGCB MOTION NO. 2012-740 OCC – Jack Buscemi**

Motion Made: Board Member Moscato  
Seconded: Board Member Sojka

Resolved, the Board hereby adopted the Recommendation issued by the Office of Hearings and Appeals and placed Jack Buscemi on the PGCB's Involuntary Self Exclusion List.

OHA Docket #: 2351-2012  
Board Decision: Passed by unanimous vote.

**PGCB MOTION NO. 2012-741 OCC – Aouni Tannous**

Motion Made: Board Member Sojka  
Seconded: Board Member Trujillo

Resolved, the Board hereby adopted the Recommendation issued by the Office of Hearings and Appeals and placed Aouni Tannous on the PGCB's Involuntary Self Exclusion List

OHA Docket #: 2636-2012  
Board Decision: Passed by unanimous vote.

**BUREAU OF LICENSING**

**PGCB MOTION NO. 2012-742 LIC – Mount Airy #1, LLC**

Motion Made: Board Member Trujillo  
Seconded: Board Member Fajt

Resolved, the Board hereby adopted the Order renewing Mount Airy #1, LLC's Category 2 License.

Board Decision: Passed by unanimous vote.

**PGCB MOTION NO. 2012-743 LIC – Principal Employee License**

Motion Made: Board Member Fajt  
Seconded: Board Member Ginty

Resolved, the Board hereby adopted the issuance of a Principal License for Eric Berg, Chief Operations Officer, (IGT).

Docket #: 65319-1  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-744 LIC – Temporary Key Employee Credentials**

Motion Made: Board Member Ginty  
Seconded: Board Member McCall

Resolved, the Board hereby approved the issuance of 7 Temporary Key Employee Credentials.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-745- LIC – Gaming Permits & Non-Gaming Employee Registrations**

Motion Made: Board Member McCall  
Seconded: Board Member Moscato

Resolved, the Board hereby approved the issuance of 342 (30 full G2 employees; 149 initial; 66 renewals; 97 Temporary G2 employees) Gaming Employee Permits and 90 Non-Gaming Employee Registrations

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-746 LIC – Withdrawals**

Motion Made: Board Member Moscato  
Seconded: Board Member Sojka

Resolved, the Board hereby approved the withdrawal of 2 Key Employees, 9 G2 Employees, 23 Gaming Employee Permits and 11 Non-Gaming Employee Registrations.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-747 LIC – GSP Certification**

Motion Made: Board Member Sojka  
Seconded: Board Member Trujillo

Resolved, the Board hereby approved the Gaming Service Provider Certifications as follows:

- EBStyle, Inc. DBA: Eric Brand Furniture
- Edmunds Communications Group, LLC
- James Floor Covering Company Inc., DBA: James Tile Company
- La Frieda Meats, Inc.
- Premium Programmers, Inc., DBA: Mak Marketing

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-748 LIC – GSP Registration**

Motion Made: Board Member Trujillo  
Seconded: Board Member Fajt

Resolved, the Board hereby approved the Gaming Service Provider Registrations as follows:

- Buttonwood Company, Inc.
- Dempsey Uniform & Linen Supply, Inc.
- Four Winds Interactive LLC
- Maple Direct, Inc.
- Parisi, Incorporated
- Wayman Fire Protection
- Yates-Silverman, Inc.

**OFFICE OF ENFORCEMENT COUNSEL**

**PGCB MOTION NO. 2012-749 OEC – Consent Agreement / Greenwood Gaming**

Motion Made: Board Member Fajt  
Seconded: Board Member Ginty

Resolved, the Board hereby adopted the Consent Agreement between the Office of Enforcement Counsel and Chester Downs and Marina, LLC (Harrah’s-Philadelphia). In addition to other requirements or obligations adopted, Harrah’s shall pay a \$5,000 civil penalty fee for conducting business with Prohibited Gaming Service Providers.

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-750 OEC – Revocation / Justin Wilbank**

Motion Made: Board Member Ginty  
Seconded: Board Member McCall

Resolved, the Board hereby revoked Justin Wilbank’s Non-Gaming Employee Registration.

OHA Docket #: 2757-2012  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-751 OEC – Revocation / Candace Carney**

Motion Made: Board Member McCall  
Seconded: Board Member Moscato

Resolved, the Board hereby revoked Candace Carney’s Non-Gaming Employee Registration.

OHA Docket #: 2759-2012  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-752 OEC –Revocation / Kameron Hobbs**

Motion Made: Board Member Moscato  
Seconded: Board Member Sojka

Resolved, the Board hereby revoked Kameron Hobbs’ Non-Gaming Employee Registration.

OHA Docket #: 2758-2012

Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-753 OEC –Revocation / Kevin Agudelo**

Motion Made: Board Member Sojka  
Seconded: Board Member Fajt

Resolved, the Board hereby revoked Kevin Agudelo’s Gaming Employee Permit.

OHA Docket #: 2653-2012  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-754 OEC – PGCB Exclusion List / Paul Catanio**

Motion Made: Board Member Moscato  
Seconded: Board Member Fajt

Resolved, the Board hereby adopted the placement of Paul Catanio on the PGCB Involuntary Exclusion List.

OHA Docket #: 2625-2012  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-755 OEC – PGCB Exclusion List / Thomas Hancock**

Motion Made: Board Member Fajt  
Seconded: Board Member Ginty

Resolved, the Board hereby denied the request to place Thomas Hancock on the PGCB Involuntary Exclusion List.

OHA Docket #: 2355-2012  
Board Decision: Passed by unanimous vote

**PGCB MOTION NO. 2012-756 OEC – PGCB Exclusion List / Fa Sheng Lian**

Motion Made: Board Member Ginty  
Seconded: Board Member McCall

Resolved, the Board hereby adopted the placement of Fa Sheng Lian on the PGCB Involuntary Exclusion List.

OHA Docket #: 2726-2012  
Board Decision: Passed by unanimous vote

**ADJOURNMENT**

On a motion by Commissioner McCall, seconded by Commissioner Moscato the meeting was adjourned.